

The Sydney Morning Herald.

NO. 7314—VOL. XLIV.

SATURDAY, NOVEMBER 16, 1861.

PRICE THREEPENCE.

BIRTHS.

On the 12th November, at her residence Bonita Vista, Newtown, Mrs. J. H. B. was born a son, 7 lbs. 12 oz.

On the 13th November, at her residence, Red House Inn, North Shore, Mrs. W. J. Wells, of a daughter.

On the 13th November, at her residence, 16, Jamison-street, Mrs. F. H. H. was born a son, 7 lbs. 12 oz.

On the 14th instant, at Bathurst, Mrs. R. H. H. was born a daughter.

On the 14th instant, at her residence, Victoria-street, Woollahra, Mrs. Frederick Morgan, of a daughter.

MARRIAGES.

On the 26th September, at Captain Campbell's, Manly, by Rev. Mr. W. H. Thompson, Mr. Frederick Morgan, second son of Mr. John Strelley, of Saint Leonard's-on-Sea, Sussex, England, to Mrs. Mary Anne, second daughter of Mr. Nathaniel Neville, Deveringhough, Cumbria, Armagh.

On the 18th instant, at her residence, 16, Jamison-street, Mrs. F. H. H. was born a son, 7 lbs. 12 oz.

On the 14th instant, at Bathurst, Mrs. R. H. H. was born a daughter.

On the 14th instant, at her residence, Victoria-street, Woollahra, Mrs. Frederick Morgan, of a daughter.

DEATHS.

At the Rockley Diggings, Michael Fury, late of Sydney, a native of County Cork, Ireland, died on the 13th instant.

On the 11th instant, at their father's residence, Newton Road, Corinella, Harriet, aged 4 years, also on the 13th instant, Sarah, aged 2 years, the beloved children of William and Louisa Tandy, of the same street.

On the 14th instant, in her 90th year, after a lingering illness, Harriet, wife of Henry Robertson, 76, Lower Fort-street.

SHIP ADVERTISEMENTS.

OVERLAND ROUTE TO ENGLAND.—THE PENINSULAR AND ORIENTAL STEAM NAVIGATION COMPANY's steamship BERNARS, will be despatched for GALLIA, on FRIDAY, the 22nd November, 1861, at 2 p.m.

For particulars, regarding freight and passage, with instructions for loading and unloading, apply to the PENINSULAR AND ORIENTAL STEAM NAVIGATION COMPANY'S Line, apply to JOHN VINE HALL, General Manager, Grafton Wharf.

SYNTHAMPS HALIFLUTHA.—The sailing of this vessel for Melbourne, this day, is unavoidably postponed. T. B. TOWNS and CO.

ILLAWARRA STEAM NAVIGATION COMPANY'S STREAMERS TO CLYDE RIVER, on MONDAY, at noon.

ULLADULLA, on MONDAY, at noon.

KAAMA, on MONDAY, at 11 p.m.

MURRUMBURRA, on MONDAY, at 11 p.m.

SHOALHAVEN, on FRIDAY, at 11 p.m.

THE AUSTRALASIAN STEAM NAVIGATION COMPANY'S STEAMSHIPS TO MELBOURNE, CITY OF SYDNEY, THIS AFTERNOON, SATURDAY, NOVEMBER 18, 1861.

ADELAIDE direct.—BANGATRA, TUESDAY, AFTERNOON, at 3.

HUNTER RIVER.—ILLALONG, MONDAY MORNING.

BRISBANE, direct.—YARRA YARRA, MONDAY AFTERNOON.

MARYBOROUGH, via NEWCASTLE.—WARATAH, TUESDAY EVENING, at 10.

GLADSTONE, direct.—MURKIN direct.—BOOMERANG, MONDAY AFTERNOON, at 6.

From BRISBANE.

TO IPSWICH.—The IPSWICH and the BRISBANE, to MARYBOROUGH, GLADSTONE, and ROCKHAMPTON.—CLARENCE, TUESDAY, 26th November, and 11th December.

JAMES PATERSON.

A. S. N. Co.'s Wharf, Sussex-street.

REDUCTION IN FARES TO BRISBANE, by the Australian Steam Navigation Company's Steamers.

Saloon, single ticket .. 3 0 0

Saloon, return ticket .. 12 0 0

JAMES PATERSON.

A. S. N. Co.'s Wharf, 16th November.

HUNTER RIVER NEW STEAM NAVIGATION CO.—Steam to and from the HUNTER during the month of November.—

From SYDNEY.

THE CITY OF NEWCASTLE, on WEDNESDAY and SATURDAY, at 11 p.m.

THE PATERSON, on MONDAY and THURSDAY, at 11 p.m.

From MURKIN.

THE CITY OF NEWCASTLE, on TUESDAY and FRIDAY, at 8 a.m.

THE PATERSON, on WEDNESDAY and SATURDAY, at 8 a.m.

A steamer to CLARENCE TOWN, on THURSDAY, 21st November.

P. J. COHEN, Manager.

Office, foot Market-street.

REDUCTION IN FARES TO MELBOURNE, by the A. S. N. Co.'s steamship CITY OF SYDNEY, THIS DAY, 16th NOVEMBER.

Saloon .. 2 3

Steerage .. 1 10

JAMES PATERSON.

A. S. N. Co., 13th November.

REDUCTION IN FARES TO MELBOURNE, by the A. S. N. Co.'s steamship CITY OF SYDNEY, THIS DAY, 16th NOVEMBER.

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Steerage .. 1 10

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Saloon .. 2 3

THE SYDNEY MORNING HERALD, SATURDAY, NOVEMBER 16, 1861.

AUSTRALIAN MUTUAL PROVIDENT SOCIETY.

ASSURANCE BRANCH.

Extracts from Tables and Specimens of Bonus Additions. TABLE A.—PREMIUMS payable annually throughout for £100 to be paid at death.

Age	Pre-m.	Pre-m.	Pre-m.	Pre-m.	Pre-m.	Pre-m.
1	10	10	10	10	10	10
2	10	10	10	10	10	10
3	10	10	10	10	10	10
4	10	10	10	10	10	10
5	10	10	10	10	10	10
6	10	10	10	10	10	10
7	10	10	10	10	10	10
8	10	10	10	10	10	10
9	10	10	10	10	10	10
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127	10	10	10	10	10	10
128	10	10	10	10	10	10
129	10	10	10	10	10	10
130	10	10	10	10	10	10
131	10	10	10	10	10	10
132	10	10	10	10	10	10
133	10	10	10	10	10	10
134	10	10	10	10	10	10
135	10	10	10	10	10	10
136	10	10	10	10</td		

THE TREASURER of ST. LUKE'S CHURCH, BURWOOD, in account with the Building Fund. Dr. Subscriptions, &c., received.

Bray, Thomas .. 100 0 0 Davies, Hugh .. 1 0 0 Walker, Thomas .. 100 0 0 Hill, Richard .. 2 2 0 Ditto, 2nd sub-cription .. 100 0 0 Hunt, Mrs. .. 1 0 0 Ditto, 2nd sub-cription .. 50 0 0 Friendship's offering .. 5 6 0

Bray, Mrs. .. 50 0 0 Cowper, Sedgwick S. .. 1 1 0 Ditto, 2nd sub-cription .. 25 0 0 Bray, James W. .. 10 0 0

Ditto, 2nd sub-cription .. 50 0 0 Shepherd, Isaac .. 10 0 0

Bray, H. D. .. 10 0 0 Sherriff, Charles .. 1 1 0

Bray, Miss .. 50 0 0 Hill, F. .. 1 1 0

Ditto, 2nd sub-cription .. 50 0 0 Hunt, R. A. .. 2 2 0

Bray, Miss R. J. .. 10 0 0 Magee, Esther .. 1 0 0

Ditto, 2nd sub-cription .. 10 0 0 Maitland, William .. 1 1 0

Knipe, Elliott .. 5 0 0 Priestley, Samuel .. 1 1 0

Williams, Joseph .. 2 2 0 Hill, Alex. .. 1 0 0

Williams, James .. 2 2 0 The Dean of Sydney .. 2 2 0

A. Price .. 10 0 0 Dalton, Edwin .. 1 1 0

Marx, F. .. 1 1 0 A friend .. 2 2 0

Uhr, George .. 1 1 0 Campbell, John .. 10 0 0

Mark, John J. .. 25 0 0 Talbot, Hon. .. 0 5 0

Cowell, Elizabeth .. 5 0 0 Callett, W. H. .. 1 1 0

Williams, Mrs. .. 1 1 0 Collett, W. H. .. 1 1 0

Edrop, James .. 10 0 0 Cohen, Miss .. 5 0 0

Evans, Edmund .. 5 5 0 Cohen, Miss F. .. 5 0 0

Ditto, 2nd sub-cription .. 5 0 0 Dunscombe, John .. 1 1 0

Moore, Mrs. .. 5 0 0 Allen, Hay .. 0 10 0

Fotts, J. .. 5 0 0 Goldbott, James .. 5 0 0

Frost, Mr. Adolphus .. 1 1 0 Pritchard, and .. 1 1 0

Bray, Geo. C. .. 3 3 0 Williams .. 10 0 0

Bray, Alfred L. .. 10 0 0 Davies, Mrs. .. 10 0 0

Brown, A. M. .. 5 5 0 W. B. Webb, Thomas .. 10 0 0

Clow, R. C. .. 1 1 0 A squatter .. 1 1 0

Phillips, Henry .. 1 1 0 Queensland .. 1 1 0

Clayton, Benjamin .. 2 0 0 Devin, J. J. .. 5 0 0

Ditto, 2nd sub-cription .. 2 0 0 Bray, John .. 2 2 0

Wood, J. J., Glebe .. 1 1 0 Woods, W. .. 1 1 0

Young, W. .. 1 1 0 St. Joseph .. 5 5 0

Garland, James .. 2 2 0 Norton, J. J. .. 1 1 0

Croker, Thos. L. P. .. 2 2 0 Hogg, Thomas .. 1 1 0

Robert, G. W. .. 1 1 0 Nixon, M. .. 0 2 6

Lockey, J. .. 2 2 0 Roberts, W. .. 1 1 0

Talbot, Catherine .. 1 1 0 Croker, Mrs. J. .. 1 1 0

Lowe, Mrs. .. 1 1 0 W. .. 1 1 0

Love, C. A. .. 1 1 0 Single, G. .. 1 1 0

Moore, William .. 2 2 0 Kamp, Charles .. 2 2 0

Dibble, T. A. .. 2 2 0 Webb, G. D. .. 2 2 0

Webb, H. J. .. 1 1 0 Friend .. 1 1 0

Hollings, Mrs. .. 1 1 0 Berry, Hon. A. .. 1 1 0

Moore, Mrs. J. .. 1 1 0 2nd sub- .. 2 2 0

Biggs, Stephen .. 1 1 0 Lang, Samuel .. 3 0 0

Beckyada, M. .. 1 1 0 D. .. 0 0 0

Hay, Moon, Henry .. 1 1 0 D. .. 0 0 0

Blackman, Mrs. .. 1 1 0 Shepherd, J. .. 2 2 0

Moore, Mrs. .. 1 1 0 2nd, Mrs. .. 2 2 0

Single and Mrs. .. 1 1 0 Mrs. .. 1 1 0

Wilcox, Mrs. .. 1 1 0 2nd, Mrs. .. 1 1 0

Nine, Little girls .. 1 0 0 Davis, Thomas .. 5 5 0

Love, Mrs. .. 1 0 0 Bingham, Edwd. .. 1 1 0

school .. 1 0 0 Mitchell, Francis .. 2 2 0

Falder, G. .. 1 1 0 D. .. 0 0 0

Busfield, W. .. 1 1 0 D. .. 0 0 0

X. Y. Z. .. 2 2 0 D. .. 0 0 0

Beaumont, W. .. 2 2 0 D. .. 0 0 0

Hot, J. H. .. 2 2 0 Wright, W. .. 10 10 0

Hot, J. H., son .. 2 2 0 Buchanan, B. .. 5 0 0

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NEW SOUTH WALES PARLIAMENT.

LEGISLATIVE ASSEMBLY.

SYDNEY, NOVEMBER 15.

The Speaker took the chair at twenty-nine minutes past three o'clock.

The undermentioned members were in attendance:—Mr. Cowper, Mr. Weekes, Mr. Arnold, Mr. Daniel, Mr. Cunnane, Mr. Piddington, Mr. Leary, Mr. Leckey, Mr. Smart, Mr. Markham, Mr. Lucas, Mr. Foster, Mr. Clark, Mr. Daphne, Mr. Mate, Mr. Bulman, Mr. Stewart, and Mr. Widders.

As there was not a quorum present, the Speaker adjourned the House until three o'clock on Tuesday next.

L. A. W.

SUPREME COURT.—FRIDAY.

SITTING FOR THE TRIAL OF CAUSES.

J. J. COURT.

BEFORE the Chief Justice and a special jury of twelve.

FITCH V. NEW YORK AND LIVERPOOL FIRE AND LIFE INSURANCE COMPANY.

The trial of this cause, which commenced on Tuesday week, was now concluded.

It was an action against the above-named company, upon a policy of insurance on the stock-in-trade of the plaintiff, as a general store, in the name of Mr. Fitch, for the sum of £1,000, on the 20th January last. The pleadings were summary, but the material issues were first, whether the plaintiff had or had not failed to comply with a condition of the policy which required that immediately after the destruction of the insured, he should give notice to the company of the amount to have paid out on account of his loss, and secondly, whether the plaintiff had or had not purposed to do so, was the reason why he had parted with those spirits more readily.

The jury found a verdict for the plaintiff; damages £500 12s. 1d. They also expressed their opinion that Mr. Mahon was entitled to be impleaded at the time of making this transfer.

S. WILLIAM MANNING, Q.C., and Mr. Stephen appeared for the plaintiff; and Mr. Martin, Q.C., and Mr. Isaacs for the defendant.

An action by the same plaintiff against the Victoria Fire and Life Insurance Company, tried on Tuesday week, was now concluded, and was reported in the *Record* of the 16th of the month, which involved precisely the same questions, and in which evidence of precisely the same character was given. In the present case, more witnesses were examined on either side than in the former, and the jury, after a full discussion, came to a verdict of £100, for the plaintiff.

The jury found a verdict for the plaintiff; damages £450 12s. 1d.

They also expressed their opinion that Mr. Mahon was entitled to be impleaded at the time of making this transfer.

F. H. COOPER, T. WADDELL AND ANOTHER.

This was an action against the Messrs. Wadell of precisely the same character as the last, arising out of the same circumstances. The evidence was substantially the same, and the parties were represented by the same counsel.

Verdict for plaintiff; damages £450 12s. 1d., with an expression of opinion that Mr. Mahon knew himself to be in insolvent circumstances.

Insurances were effected on the 1st November with the defendants, and with the Victoria Company simultaneously, with the Victoria Company being for £750, and that with the plaintiff defendant £1,000, plus, on property, £1,200; on boats and shoes, £200; on jewellery, £100; and on fancy goods, £100.

The plaintiff's premises were destroyed by fire, which he was unable to meet the general expenses of repairing by Sir William Denison. The origin of the fire was unknown.

According to the plaintiff there were goods consumed in this fire of far greater amount than that for which he was insured, namely, to the value of £2,500 at least. He applied to a magistrate for a certificate of loss, and obtained the sum of £1,000, and the latter a first dividend of £1,000.

A plan of distribution was confirmed upon the motion of Mr. Morris, attorney, in the estate of Thomas Werry Wallis, showing a first dividend of £1,20 in the pound, and a payment in full of preferred claims to the amount of £1,200.

COMPOUND REQUISITIONS.

In the case of Hughes and others v. Bridgeman, the order for compulsory sequestration was discharged, and in the other cases the rules were enlarged for a week.

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been defrauded for him by his brother, one of the defendants. It was also shown that he was otherwise greatly defrauded, and that his assets on sequestration had been greatly under-estimated. It was also shown that he had sold his business to himself to be insolvent, and that this fact could scarcely have been concealed from the defendants. Insolvent had about this time made several purchases on credit. A large purchase of tobacco, and one of tea from Messrs. Croxton and Co. The goods thus purchased were among those sold or transferred to the defendants and to the Messrs. Wadell, to whom there was a similar sale or transfer of the same. On the part of the defendants, while it was maintained that the transaction was quite bona fide, and was a purchase for the exigencies of business, it was admitted that Mr. Mahon was credited in account with the price of the goods, and that he had no right to make a profit of the debt.

It was shown that in one case there had been a sale at some lower price than that for which the insolvent had purchased; but this was contended, resulted from the state of the market. It also appeared that he had no right to make a profit of the debt.

The undermentioned members were in attendance:—Mr. Cowper, Mr. Weekes, Mr. Arnold, Mr. Daniel, Mr. Cunnane, Mr. Piddington, Mr. Leary, Mr. Leckey, Mr. Smart, Mr. Markham, Mr. Lucas, Mr. Foster, Mr. Clark, Mr. Daphne, Mr. Mate, Mr. Bulman, Mr. Stewart, and Mr. Widders.

As there was not a quorum present, the Speaker adjourned the House until three o'clock on Tuesday next.

L. A. W.

SUPREME COURT.—FRIDAY.

SITTING FOR THE TRIAL OF CAUSES.

J. J. COURT.

BEFORE the Chief Justice and a special jury of twelve.

FITCH V. NEW YORK AND LIVERPOOL FIRE AND LIFE INSURANCE COMPANY.

The trial of this cause, which commenced on Tuesday week, was now concluded.

It was an action against the above-named company, upon a policy of insurance on the stock-in-trade of the plaintiff, as a general store, in the name of Mr. Fitch, for the sum of £1,000, on the 20th January last. The pleadings were summary, but the material issues were first, whether the plaintiff had or had not failed to comply with a condition of the policy which required that immediately after the destruction of the insured, he should give notice to the company of the amount to have paid out on account of his loss, and secondly, whether the plaintiff had or had not purposed to do so, was the reason why he had parted with those spirits more readily.

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Verdict for plaintiff; damages £450 12s. 1d., with an expression of opinion that Mr. Mahon knew himself to be in insolvent circumstances.

Insurances were effected on the 1st November with the defendants, and with the Victoria Company simultaneously, with the Victoria Company being for £750, and that with the plaintiff defendant £1,000, plus, on property, £1,200; on boats and shoes, £200; on jewellery, £100; and on fancy goods, £100.

The plaintiff's premises were destroyed by fire, which he was unable to meet the general expenses of repairing by Sir William Denison. The origin of the fire was unknown.

According to the plaintiff there were goods consumed in this fire of far greater amount than that for which he was insured, namely, to the value of £2,500 at least. He applied to a magistrate for a certificate of loss, and obtained the sum of £1,000, and the latter a first dividend of £1,000.

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COMPOUND REQUIS

FUNERAL.—The Friends of the deceased Mr. JOHN M'MAHON are invited to attend his funeral. To be held at the residence of his son Mr. James M'Mahon, 20, Waterloo-street, To-MORROW (Sunday) AFTERNOON, at 2 o'clock. JAMES CURTIS, undertaker, 39, Hunter-street.

THE EYESIGHT and D'NAFNESS.—Tinted SPEC- TACLES, for the preservation of the sight and the improvement for the relief of deafness. S. A. DELINSA, Optician, 22, Pitt-street, one door north of King-street.

BROADWOOD and SON'S PIANOFORTES. in elegant rosewood and walnut, of the newest and approved designs; very superior Cottage Pianos by other makers, always on SALE. W. KING, Market-street.

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AUCHER'S new model cottage and oblique pianos, with or without the much-admired "Folding Key-board," so very convenient for small rooms.

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COLLARD and COLLARD'S PIANOFORTES. — C. W. J. JOHNSON and CO. have just received a large number of the above celebrated makers' model upright Pianofortes in elegant rosewood and walnut cases which are now open for inspection, and will be sold at the London list price, packed in wood and zinc cases, for transmittal to the country, or shipment.

Pianoforte Warehouse, 243, Pitt-street.

CHARLES CADBY'S PATENT PIANOS.—C. W. J. JOHNSON and CO. have just received a large number of the above celebrated maker's PIANOS (which are well known for standing well in tune), of which they have a very large and varied stock in every variety of wood and design.

CADBY'S PATENT IRON TRUSS, attached to his pianos, is now recommended, as forms a perfect resistance to the pull of the strings, and thus preventing the sounding-board from bending. These, and many other injurious consequences, by this excellent invention are entirely obviated.

CHARLES CADBY'S BOUDOIR PIANOS are well suited for transmitting into the country, and for small residences. They are bright in tone, elegant in appearance, and very moderate in price.

COLLARD and COLLARD'S, BROADWOOD'S, HOPKINSON'S, TOWNS, and KIRKMAN'S Pianos, also.

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